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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

CERTIFICATE OF EXPRESS MAILING

I hereby certify that this paper and the documents and/or fees referred to as attached herein are being deposited with the United States Postal Service on April 25, 2005 in an envelope as "Express Mail Post Office to Addressee" service under 37 CFR § 1.10, Mailing Label Number EV 659646396 US, addressed to the Commissioner for Patents, Alexandria, VA. 22313-1450.

Attorney Docket No: ATCP97-DIV

First Named Inventor: Albert S. Penilla

Kay Harlow

UTILITY PATENT APPLICATION TRANSMITTAL (37 CFR. § 1.53(b))
(Continuation, Divisional or Continuation-in-part application)

Commissioner for Patents
Alexandria, VA 22313-1450

☒ Duplicate for
fee processing

Sir: This is a request for filing a patent application under 37 CFR. § 1.53(b) in the name of inventors:
Albert S. Penilla, C. Douglass Thomas and Joseph A. Nguyen

For: METHODS FOR REMOTE MONITORING AND CONTROL OF APPLIANCES OVER A
COMPUTER NETWORK

This application is a ☐ Continuation ☒ Divisional ☐ Continuation-in-part

of prior Application No.: 09/098,279, from which priority under 35 U.S.C. § 120 is claimed.

Application Elements:

- ☒ 29 Pages of Specification, Claims and Abstract
☒ 21 Sheets of informal Drawings
☒ 02 Declaration

☐ Newly executed (original or copy)
☒ Copy from a prior application (37 CFR 1.63(d) for a continuation or divisional).
The entire disclosure of the prior application from which a copy of the declaration is herein supplied is considered as being part of the disclosure of the accompanying application and is hereby incorporated by reference therein.

04/29/2005 SLUANG1 00000011 500805 09098279 Deletion of inventors Signed statement attached deleting inventor(s)
01 FC:2252 225.00 DA named in the prior application, see 37 CFR 1.63(d)(2) and 1.33(b).

Accompanying Application Parts:

- ☐ Assignment and Assignment Recordation Cover Sheet (recording fee of \$40.00 enclosed)
☐ Power of Attorney
☐ 37 CFR 3.73(b) Statement by Assignee
☐ Information Disclosure Statement with Form PTO-1449 ☐ Copies of IDS Citations

- ☐ Preliminary Amendment (*New claims numbered after highest original claim in prior application.*)
- ☒ Return Receipt Postcard
- ☐ Request and Certification Under 35 U.S.C. 122(b)(2)(B)(i)
- ☐ Other:

Claim For Foreign Priority

- ☐ Priority of _____ Application No. _____ filed on _____ is claimed under 35 U.S.C. § 119.
- ☐ The certified copy has been filed in prior application U.S. Application No. _____
- ☐ The certified copy will follow.

Extension of Time for Prior Pending Application

- ☒ A Petition for Extension of Time (2 months) is made for the prior pending application, 09/098,279. Notice of Appeal filed in 09/098,279 on December 23, 2004.

Amendments

- ☐ Amend the specification by inserting before the first line the sentence: "This is a _____ application of copending prior _____ Application No. _____ filed on _____, _____ International Application _____ filed on _____ which designated the United States, the disclosure of which is incorporated herein by reference."
- ☐ Continuation ☐ Continuation-in-part ☐ Divisional

- ☐ Cancel in this application original claims _____ of the prior application before calculating the filing fee. (*At least one original independent claim must be retained.*)

Fee Calculation (37 CFR § 1.16)

	(Col. 1)	(Col. 2)	<u>SMALL ENTITY</u>		OR	<u>LARGE ENTITY</u>	
	<u>NO. FILED</u>	<u>NO. EXTRA</u>	<u>RATE</u>	<u>FEE</u>		<u>RATE</u>	<u>FEE</u>
Section 1. BASIC FILING, SEARCH, AND EXAMINATION FEES							
BASIC FEE			\$150	\$150.00	OR	\$300	\$
SEARCH FEE			\$250	\$250.00	OR	\$500	\$
EXAMINATION FEE			\$100	\$100.00	OR	\$200	\$
Section 1: Sub-Total				\$ 500.00	OR	Total	\$ ____
Section 2. EXCESS CLAIM FEES							
TOTAL CLAIMS	<u>12</u>	-20 = <u>00</u>	x25 =	\$	OR	x50 =	\$
INDEP CLAIMS	<u>03</u>	-03 = <u>00</u>	x100 =	\$	OR	x200 =	\$
<input type="checkbox"/> Multiple Dependent Claim Presented			\$180 =	\$	OR	\$360 =	\$
Section 2: Sub-Total				\$ ____	OR	Total	\$ ____

Section 3. APPLICATION SIZE FEE

If the specification and drawings exceed 100 sheets of paper, the application size fee due is \$250 (\$125 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s).

Total Sheets Extra Sheets Fee (Large Entity)

_____ - 100 = _____ / 50 = _____ (round up to a whole number) x 250 = \$ _____
OR

Total Sheets Extra Sheets Fee (Small Entity)

_____ - 100 = _____ / 50 = _____ (round up to a whole number) x 125 = \$ _____

Section 3: Sub-Total

Total \$ _____

Total Fees: Section 1 + Section 2 + Section 3: \$500.00

☒ Please charge all fees (\$500 Divisional Filing fees), including the 2-month Extension of time (\$225.00 Two-month Extension), to our Deposit Account 50-0805 (Order No. ATCP97-DIV).

☐ The Commissioner is authorized to charge any fees beyond the amount enclosed which may be required, or to credit any overpayment, to Deposit Account No. 50-0805 (Order No. _____).

Request for Small Entity Status

☒ Applicant is entitled to small entity status.

General Authorization for Petition for Extension of Time (37 CFR §1.136)

☒ Applicants hereby make and generally authorize any Petitions for Extensions of Time as may be needed for any subsequent filings. The Commissioner is also authorized to charge any extension fees under 37 CFR §1.17 as may be needed to Deposit Account No. 50-0805 (Order No. ATCP97-DIV).

☒ Please send correspondence to the following address:

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Date: April 25, 2005



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